Miscellaneous (1938) Department.

SERIES.

G.O. No. 3087

DATED 14/12/38

---

[Despatch Abstract.]

Forests - Establishment - K. Mahabala Rai - peon - South Kanara Division - Appointment as Forest Guard - Chief Conservator's proposals Orders passed.

C.F. 30.

# FOREST DEPARTMENT.

*Received* ..... *Registered* Dev 28855 1938
27-10-38

*Subject*

Establishment.

K.Mahabala Rai - peon - appointment as Forest Guard - sanction applied for.

ENCLOSURES.
No. .....
.....
Spare copies .....

*Reference* No. 7028-38-C2.

*Station* Madras. *Dated the* 24th October 1938.

*From* (Name) C.C. Wilson Esq., I.F.S.,

(Designation) Chief Conservator of Forests.

*To* The Secretary to the Government of Madras,

Development Department.

*Sir,*

One K.Mahabala Rai, a permanent peon, whose particulars are given in the enclosed statement, was due to be discharged as a result of the amalgamation of the Mangalore North and South divisions. Instead of discharging him, however, the District Forest Officer, South Kanara appointed him as a Forest Guard, IV grade on the 8th September 1938, in the South Kanara division.

The

The appointment of a permanent peon, who is a member of the Madras Inferior Service, as a Forest Guard, i.e., in the Madras Forest Subordinate service, amounts to a transfer from one service to another, which appears to be opposed to rule 2 of the rules for the Madras Forest Subordinate service, which refers to appointment by direct recruitment only.

P. 166 of 15 Services Manual Vol. II (not printed)

2. There was no vacancy for a peon in which this man could be absorbed, and hence he was appointed as a Forest Guard which post he had previously held in an officiating capacity. If discharged, his case would be a hard one, so I request that Government may be pleased to relax Rule 2 of the rules for the Madras Forest Subordinate service in his favour, as a special case, to regularize his appointment as Forest Guard.

26/10/38

for Chief Conservator of Forests,

Madras.

Enc: 1 Statement.

oav.
25.10.38

Copy of Ootacamund Circle Conservator's Reference M.No. 2123/38-II dated the 14th October 1938.

---

Subject: Forest charge- Mangalore North and South - amalgamation. Disposal of staff

Reference: Your No.7028/38-C2, dated the 14th September 1938.

---

The particulars of the peon appointed as Forest Guard is furnished below:-

Name. K.Mahabala Rao.

A H

Date of birth. 13th January 1915.

Extent of service:-

2 months

First appointed as acting Forest Guard, Shankaranarayana Range on the 10th December 1935 and continued as such till the 9th February 1936.

0-7-15

0-9-15

(ii) Appointed as acting Forest Guard, IV Grade, from the 22nd March 1936 and continued tillthe 6th November 1936.

Out Ac

0-10-5

0-11-20

1-9-25

(iii) Appointed as acting peon, District Forest Office, from the 7th November 1936 and continued tillthe 11th September 1937.

(iv) Confirmed as District Forest Office peon on the 12th September 1937 and continued as peon till the 31st August 1938.

(v) In transit from the 1st September 1938 to the 7th September 1938.

(vi) Joined duty as acting Forest Guard, IV grade on the 8th September 1938 at Sitanady (Karkal Range).

B

He can read and write Kanarese.

---

Dev. Dept.

C No. 28855 I/38

Establishment - K. Mahabala Rai - peon - appointment as Forest Guard

---

P.1 1-2 C/ From the C.C.F. Ref. No. 7028-38-C2 Dt 24.10.38

---

To A.S

Please see the C.C's letter in the cf.

(2) P.2 C/ Lr. 1224 Estt (W) 4-12-38 2. Under Rules 3 and 6 of the Reductions in the Cadres of Services Rules the individual is eligible for reappointment in the unit from which he was discharged (i.e.) post-ing peon. Rule 2 of the Special Rules for the Madras Forest Subordinate Service does not allow for appointment by transfer. The C.C. proposes that the latter rule may be relaxed as a special case, to regularise his appointment as Forest Guard.

P. 166 of Services Manual Vol. II (new print up)

3. The date of birth of the individual is reported to be 13-1-1915. Hence he is not over-aged. It seems that he can be appointed by direct recruitment to the post of Forest Guard. It is also reported that he can read and write Kannada. But if he is appointed by direct recruitment he will lose his past service as peon

'A' at P 3 C/

'B' at P. 3 C/

for purposes of pension & leave which would be a hardship.

4. In the circumstances it is for orders whether the C.C.'s proposal to relax Rule 2 of the Northern Frontier Subordinate Service Rules will be ~~allowed~~ accepted.

P 166 of the Ten Conference Year 11

The remarks of P.W.D. (Sec.) may be noted.

The appointment of the man as guard by transfer 16.11.38 was illegal. There are no special circumstances 7/11/38 for relaxing the rules. The man is not eligible for such appointment. He has only 4 years and 10 months. That is his handicap. A

The question of rules may be referred and the C.C. will be warned the officer concerned for making the appointment which is opposed to the Service Rules.

7/11/38

A is not clear. He started as a direct recruit he would lose all his previous service. What is his permanent service as now?

13/11/38

# 16

To AS

Please see Secy's query at P 2 ante.
The permanent service of the individual as
given in the D. Forms is a few days less
than one year — vide item (iv) at P 3 cf.

I only means like if appd direct now,
14.11.38. his previous service amounting to about a year
Secy 15.11.38. will be lost & time then was starting.

HK
16/11/38 S.

Does he possess all the qualifications required of a direct recruit? What are they? Which of them does he possess? If he is not eligible, relaxation of the rule will be necessary but I see he has been acting as a guard off & on.

Rec'd 25/11

CC
24.11.38

To A S

The qualifications required for direct recruits to the post of Jail Guard are:-

The candidates must be able to read plain writing in a vernacular of the district in which he is to be employed and to write a simple letter or report in such vernacular.

The individual in the present case has been employed in the South Kanara division

The I (b) of the Table at P. 168 of the Services Manual Vol II (not printed)

and it is reported that he can read and write Kannada. As regards his ability to write a simple letter or report, it is submitted that there is no information. But is observed by Secy. he held acting appointments as Forest Guard before he was appointed as peon in the D. F. offices, as shown below.

B at P 3c

From 10-12-1935 to 9-2-1936 and
from 22-3-1936 to 6-11-1936.

vide items (i) and (ii) at P. 3c

It is submitted that in the circumstances it can be presumed that he is able to write a little simple letter or report as a . . .

Thus the individual can be considered for direct appointment as Forest Guard. . .

RK
11/38

30/11/38.

Sjc
30/11/38.

The peon loses a years permanent service as a result of retrenchment but stands to gain immensely by obtaining appointment as a guard. The C.C may be asked to treat him as a direct recruit. There is no case for a relaxation of the rules. CA
6.12.38

CA
8/12/38

PS ci
6/12

HM(A&RD) HM
7.12.38

F 8

To AS

A draft order is submitted for approval.

Issue

RK
12/12

11.12.98

11.12.98

33/14/W

# DRAFT FOR APPROVAL.

C.F. 16.

Dev. Dept

| | Date. | Initials. |
|---|---|---|
| When received for fair copying .. | | |
| When copied .. | | |
| When examined.. | | |
| When signed .. | | |
| When despatched. | | |

SUBJECT:— Forests

Establishment - K. Mahabala Rai - peon - South Kanara Division - appointment as Forest Guard - C.C.'s proposals - orders passed.

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO*:—

No. 28855/38 From the C.C.F. Rep., No. 7028-38 C2, dated 24-10-1938. pp. 1-2 of

" _____ " _____ " _____ 19____.

" _____ " _____ " _____ 19____.

Order ~~Resolution~~ Ms. ~~Rout.~~ No. 3089, dated 14-12-1938.

The Govt are unable to accept the C.C.'s proposal that Rule 2 of the Special Rules for the Madras Forest Subordinate Service should be relaxed so as to regularise the appointment, as Forest Guard, of K. Mahabala Rai, peon, South Kanara Division due for discharge owing to the abolition of a post of peon in that Division. They, however, observe that K. Mahabala Rai is qualified for the post of Forest Guard and his appointment as Forest Guard

10

with effect from the 6th September 1938 may therefore be treated as a first appointment. Under this arrangement the person loses a year's permanent service but stands to gain immensely by obtaining appointment as a Forest Guard.

RK 13/12/38

V/12.12.38

SJL 12/12/38

I.C.F.

To D.C.C.F.

" A.G. (a+o)

Ed.

NJ 15/12

1"